

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
BEAUFORT DIVISION**

United States of America,

Plaintiff,

v.

Carl L. Linyard,

Defendant.

Case No.: 9:03-cr-620-PMD-1

ORDER

This matter is before the Court on Carl Linyard's fifth *pro se* motion for a reduction in his prison sentence under 18 U.S.C. § 3582(c)(2) (ECF No. 437). Linyard bases his motion on Amendments 750 and 759 to the United States Sentencing Guidelines. Linyard has based previous § 3582(c)(2) motions on those amendments. (*See* ECF Nos. 378 & 427). The Court denied those motions on the basis that those amendments did not have the effect of lowering Linyard's guidelines range. (ECF Nos. 384 & 435). Linyard cannot obtain § 3582(c)(2) relief on grounds this Court has previously rejected. *United States v. May*, 855 F.3d 271, 275 (4th Cir. 2017). In any event, Linyard's current motion offers no reason why the Court's previous conclusions were wrong. Thus, the motion is **DENIED**.

AND IT IS SO ORDERED.



PATRICK MICHAEL DUFFY
United States District Judge

**June 8, 2017
Charleston, South Carolina**